UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA

HENRY NARANJO and MARLENE RAMIREZ,

Plaintiffs,

vs.

STEPHEN BYRON SMITH, and PALMER JOHNSON, INC.

Defendants.

CASE NO.: 00-6022-CIV-LENARD MAGISTRATE JUDGE TURNOFF

JOINT NOTICE OF DISMISSAL OF COUNT V ONLY OF THE AMENDED COMPLAINT BY PLAINTIFF, MARLENE RAMIREZ (COUNTS I THROUGH IV REMAIN IN EFFECT)

COME NOW the parties, by and through their undersigned counsel, and pursuant to Federal Rule of Civil Procedure 41 (a)(1)(ii), file this Notice of Voluntary Dismissal of Count V Only of the Amended Complaint. Counts I through IV of the Amended Complaint remain in full force and effect.

Dated this 2912 day of

day of ______

, 2001.

BLANCK & PERRY, P.A. Co-Counsel for Plaintiffs 5730 S.W. 74th Street, Suite 700 Miami, Florida 33143

Tel. No.: 305/663-0177 Fax. No.: 305/663-0146

BY:

BY:

MAVID FAMULARI, ESQUIRE

FLA. BAR NO. 0860506

Counsel for Defendant, Steven Byron Smith 17071 West Dixie Highway North Miami Beach, FL 33160

BADIAK, WILL & KALLEN

Tel. No.: 305/945-1851 Fax. No.: 305/944-8780

JOHN D. KALLEN, ESQUIRE

F/A. BAR NO.: 277428

Page 2 of 3

CASE NO.: 00-6022-CIV-LENARD MAGISTRATE JUDGE TURNOFF

Valle & Craig, P.A. Counsel for Defendant, Palmer Johnson, Inc.

80 SW. 8th Street, Suite 2520

Miami, FL 33130

Tel. No.: 305/373-2888 Fax. No.: 305/373-2889

BY:

L'AWRENCE VALLE, ESQUIRE

FLA. BAR NO.: 121382

Law Offices of Manuel Valdes Co-Counsel for Plaintiffs

910 Madrid

Coral Gables, FL 33134

Tel. and Fax No.: 305/529-5428

BY:

MÁNUEL VALDES, ESOUIRE

FLA. BAR NO.: 13307

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that a true and correct copy of the foregoing JOINT

NOTICE OF DISMISSAL OF COUNT V ONLY OF THE AMENDED COMPLAINT was

day of June, 2001, to the parties listed on the attached List of

Service.

Respectfully submitted,

BLANCK & PERRY, P.A.

Co-Counsel for Plaintiffs

5730 S.W. 74th Street, Suite 700

Miami, Florida 33143

Tel: 305/663-0177; Fax: 305/663-0146

BY:

F. DAVID FAMULARI, ESOUIRE

FLA. BAR NO. 0860506

CASE NO.: 00-6022-CIV-LENARD MAGISTRATE JUDGE TURNOFF

LIST OF SERVICE

John D. Kallen, Esquire Badiak, Will & Kallen Counsel for Stephen Byron Smith 17071 West Dixie Highway North Miami Bch, FL 33160

Tel: 305/945-1851 Fax: 305/944-8780

David L. Weber, Esquire (Wisc. Bar No. 1010749)

Pinkert Law Firm LLP Co-Counsel for Palmer Johnson, Inc. 454 Kentucky Street Sturgeon Bay, Wisconsin 54235-0089

Tel: 1/920/743-6505 Fax: 1/920/743-2041

Frank J. Sioli, Esq. (Fla Bar No. 9652)

Valle & Craig, P.A. Counsel for Palmer Johnson, Inc. 80 SW. 8th Street, Suite 2520 Miami, FL 33130

Tel: 305/373-2888 Fax: 305/373-2889